Dα	4 -		4
ra	te	n	L

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Yukari Hirata, et al. Int'l Appln. No. PCT/JP2005/004379 Int'l Date Filed 7 March 2005 (03/07/2005) Serial No.: (To be assigned) Case No.: BY0040P Filed August 24, 2006 **DIARYL-SUBSTITUTED FIVE-MEMBERED** For HETEROCYCLE DERIVATIVE

## **PRELIMINARY AMENDMENT**

Sir:

Commissioner for Patents

Alexandria, Virginia 22313-1450

The above-identified case is a PCT application entering the US National Phase under 35 U.S.C. § 371 and Article 39(1)(a) of the Patent Cooperation Treaty. Applicants respectfully request entry of the following amendments prior to prosecution of the subject application. Any additional fees associated with this Amendment may be charged to Merck Deposit Account No. 13-2755.

Please amend this application as follows:

Amendments to the Specification are reflected on page 2 of this response. Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this response. Remarks begin on page 12 of this response.